

ASSEMBLY BILL

No. 1131

Introduced by Assembly Member Feuer

February 27, 2009

An act to amend Section 25244.17.1 of the Health and Safety Code, relating to hazardous waste.

LEGISLATIVE COUNSEL'S DIGEST

AB 1131, as introduced, Feuer. Hazardous waste: source reduction.

The Hazardous Waste Source Reduction and Management Review Act of 1989, among other things, requires the Department of Toxic Substances Control to establish a technical assistance and outreach program to promote implementation of model source reduction measures in priority industry categories. The act requires the department, every two years in a specified work plan, and in consultation with the California Source Reduction Advisory Committee, to select at least 2 priority categories of generators by SIC Code, as defined. For each selected priority industry category, the department is required to implement a cooperative source reduction technical assistance and outreach program to include specified elements.

This bill would increase the minimum number of priority categories the department is required to select every 2 years to 3.

The bill would include a statement of legislative intent to enact legislation regarding expanding the hazardous waste source reduction program and encouraging the availability of safe, nontoxic consumer products by developing standards to allow those products to be certified as such by the state.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature intends to enact legislation to
2 expand the hazardous waste source reduction program established
3 by the Department of Toxic Substances Control pursuant to Article
4 11.9 (commencing with Section 25244.12) of Chapter 6.5 of
5 Division 20 of the Health and Safety Code, and foster more
6 collaborative efforts to reduce the use of toxic or hazardous
7 substances in the state, in order to protect the health and safety of
8 Californians and our environment and to encourage the availability
9 of safe, nontoxic consumer products by developing standards to
10 allow those products to be certified as such by the state.

11 SEC. 2. Section 25244.17.1 of the Health and Safety Code is
12 amended to read:

13 25244.17.1. The department shall establish a technical
14 assistance and outreach program to promote implementation of
15 model source reduction measures in priority industry categories.

16 (a) Every two years, in the work plan required by Section
17 25244.22, the department shall, in consultation with the advisory
18 committee, select at least ~~two~~ *three* priority categories of generators
19 by SIC Code. At least one selected category of generators shall be
20 taken from the list of categories previously selected by the
21 department under Section 25244.18. At least one selected category
22 of generators shall be a category that consists primarily of small
23 businesses.

24 (b) For each selected priority industry category, the department
25 shall implement a cooperative source reduction technical assistance
26 and outreach program to include the following elements:

27 (1) The department shall use available resources, including
28 reports prepared pursuant to paragraph (4) of subdivision (a) of
29 Section 25244.18 and information on source reduction methods
30 from federal, state, and local governments and industry associations
31 and industry members, to identify a set of model source reduction
32 measures for each industry category.

33 (2) The department shall determine, with the assistance of the
34 advisory committee, the most effective technical assistance and
35 outreach methods to promote implementation of the model source
36 reduction measures identified in paragraph (1).

37 (3) The department shall develop a plan and schedule to
38 implement the technical assistance and outreach measures before

1 the next biennial work plan. The measures may include, but are
2 not limited to, all of the following:

3 (A) Holding, presenting at, or cosponsoring workshops,
4 conferences, technology fairs, and other promotional events.

5 (B) Developing and distributing educational materials, such as
6 short descriptions of successful source reduction projects.

7 (C) Developing checklists, training manuals, technical resource
8 manuals and using those resources to train CUPAs, small business
9 development corporations, business environmental assistance
10 centers, and other regional and local government environmental
11 programs.

12 (D) Preparing and distributing resource lists, such as lists of
13 vendors, consultants, or providers of financial assistance for source
14 reduction projects.

15 (E) Serving as an information clearinghouse to support telephone
16 and onsite consultations with businesses and local governments.

17 (4) For industry categories that include primarily large or
18 technically complex businesses, the source reduction technical
19 assistance and outreach program shall emphasize activities that
20 involve direct communication between department staff and
21 industry members. For these industry categories, the department
22 shall communicate with representatives of 80 percent of the state's
23 companies in the category. For categories that consist primarily
24 of small businesses, the cooperative source reduction program
25 shall emphasize providing industry-specific training and resources
26 to CUPAs, small business development corporations, business
27 environmental assistance centers, and other regional and local
28 government environmental programs for use in their inspections
29 and other direct communications with businesses.

30 (c) While conducting activities under this section, the department
31 shall coordinate its activities with appropriate industry and
32 professional associations.

33 (d) The department shall coordinate activities under this section
34 with grants made under ~~Sections~~ *Section 25244.5 and 25244.11.5*.